

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2023, LEGISLATIVE DAY NO. 12
May 25, 2023 10:00 A.M.

A. The meeting was called to order by Chairman Jones at 10:20 A.M. The Chairman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag. There were approximately 80 persons in attendance and the following Councilmembers were present:

PAT YOUNG
IZZY PATOKA
WADE KACH
JULIAN E. JONES
DAVID MARKS
MICHAEL ERTEL
TODD CRANDELL

FIRST DISTRICT
SECOND DISTRICT
THIRD DISTRICT
FOURTH DISTRICT
FIFTH DISTRICT
SIXTH DISTRICT
SEVENTH DISTRICT

B. APPROVAL OF JOURNAL

Upon motion by Councilman Marks, seconded by Councilman Kach, the reading of the Journal Entries for the meetings of May 1, 2023 and May 16, 2023 were waived and accepted unanimously.

C. ENROLLMENT OF BILLS

The Chairman stated that the following Bills were passed by the County Council and signed by the County Executive. He certified and delivered to the Secretary, Bills 16-23, 17-23, 18-23, 20-23, 21-23, 22-23, 23-22, and 26-23.

D. BUDGET MESSAGE

Chairman Jones read the Baltimore County Council Budget Message for Fiscal Year 2024.

E. INTRODUCTION OF BILLS

At this time there were no Bills for introduction.

F. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 19-23, 2023 Basic Services Maps, was called. All Councilmembers commented. Councilman Kach moved to amend this Bill with the following amendments:

1. On page 2, in line 12, after “1. 2023 Basic Services Sewerage Map” insert “, WITH THE FOLLOWING AMENDMENT:

A. THE AREA SHOWN ON THE MAP ATTACHED AS EXHIBIT ‘A’ SHALL BE DESIGNATED AS A DEFICIENT AREA.”

Councilman Patoka seconded the motion and these amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Councilman Young then moved to amend this Bill with the following amendments:

1. On page 2, in line 14, after “3. 2023 Basic Services Transportation Map”, insert “, WITH THE FOLLOWING AMENDMENT:

A. THE COMMUTER SHED THAT INCLUDES THE INTERSECTION OF FREDERICK ROAD AND SOUTH ROLLING ROAD SHALL BE REDRAWN TO EXCLUDE THE AREA OF LAND ENCOMPASSED WITHIN THE ELLICOTT MILL NATIONAL REGISTER HISTORIC DISTRICT AND THE OELLA HISTORIC DISTRICT AS SHOWN ON THE MAP ATTACHED AS EXHIBIT ‘A’.”

Councilman Jones seconded the motion and these amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Councilman Kach then moved to amend this Bill with the following amendments:

1. On page 2, in line 14, after “3. 2023 Basic Services Transportation Map”, insert “, WITH THE FOLLOWING AMENDMENT:

“A. THE COMMUTER SHED LOCATED AT THE INTERSECTION OF YORK ROAD AND RIDGLEY ROAD SHALL BE DRAWN TO INCLUDE THE HATCHED AREA SHOWN ON THE MAP ATTACHED AS EXHIBIT ‘A’, AND SHALL BE DESIGNATED AS – LEVEL OF SERVICE F.”

Councilman Marks seconded the motion and these amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Councilman Ertel then moved to amend this Bill with the following amendments:

1. On page 2, in line 14, after “3. 2023 Basic Services Transportation Map” insert “, WITH THE FOLLOWING AMENDMENT:

A. THE COMMUTER SHED THAT INCLUDES THE INTERSECTION OF CHARLES STREET AND BELLONA AVENUE/KENILWORTH DRIVE SHALL BE REDRAWN TO EXCLUDE THE AREA OF LAND WITHIN THE BOUNDARY OF WEST JOPPA ROAD, GREENWOOD ROAD, AND CHESTNUT ROAD, AS SHOWN ON THE MAP ATTACHED AS EXHIBIT ‘A’ AND MORE FULLY DESCRIBED HEREIN AS FOLLOWS:

LOT ONE AND LOT TWO AS SHOWN ON A PLAT ENTITLED, ‘AMENDED SUBDIVISION PLAT OF BLAKEHURST LIFE CARE COMMUNITY’ DATED MARCH 18, 1992 AND RECORDED AMONG THE LAND RECORDS OF BALTIMORE COUNTY IN PLAT BOOK SM NO. 64, FOLIO 34.”

Councilman Patoka seconded the motion and these amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Thereafter, upon motion by Councilman Young, seconded by Councilman Patoka, Bill 19-23, as amended, passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 27-23, Annual Budget and Appropriation Ordinance of Baltimore County, was called. Councilmembers Kach, Jones and Marks commented. Councilman Crandell commented and wanted the record to reflect his continued concern over the County’s allocation of \$2 million to the Western Golf Association related to the BMW Open at Caves Valley Country Club in August 2023. During the Budget Deliberation on May 18, 2023, Councilman Crandell had motioned that this allocation in the FY 2024 Budget be cut. That motion failed by a 4-3 vote. Mr. Crandell also expressed disappointment that this concern was not noted in the “Section IV – Recommendations” section of the Council’s Budget Message. Councilman Jones agreed and requested that this be noted in the Council’s Minutes. Councilman Kach then moved to amend this Bill with the following amendment:

1. On page 28, in line 19, strike “\$32,089,812” and substitute “\$31,589,812”.

Councilman Marks seconded the motion and this amendment passed by the following roll call vote:

Aye - Kach, Marks, Ertel, Crandell
Nay – Young, Patoka, Jones

Councilman Jones then moved to amend this Bill with the following amendments:

1. On page 32, in line 35, strike “\$610,546” and substitute “\$601,546”.
2. On page 35, in line 26, strike “FY 2023” and substitute “FY 2024”.

Councilman Kach seconded the motion and these amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Thereafter, upon motion by Councilman Kach, seconded by Councilman Marks, Bill 27-23, as amended, passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 28-23, Property Tax, was called. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 29-23, Personnel Law of Baltimore County, was called. Renee Coleman testified. The Secretary then read the various amendments sponsored by the County Executive shown in the Bill by deletions and substitutions. Councilman Jones moved the amendments, seconded by Councilman Kach and the amendments passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Thereafter, upon motion by Councilman Jones, seconded by Councilman Patoka, Bill 29-23, as amended, passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 30-23, Ethics Commission, was called. Stacy Rodgers testified. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 31-23, Government Reorganization – Division of Sustainability, was called. Stacy Rodgers testified. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 32-23, Office of Diversity, Equity and Inclusion, was called. Stacy Rodgers testified. Councilman Kach then motioned to extend the Bill to be discussed at the Work Session on Tuesday, May 30, 2023 and Final Reading and Vote to occur at the Legislative Session on Monday, June 5, 2023. Councilman Ertel seconded the motion and Bill 32-23 was extended by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Bill 33-23, CEB – DHCD Strategic Demolition Grant – DEWD, was called. Dr. Jennifer Lynch testified. Councilman Crandell commented. Councilman Jones then moved to amend this Bill with the following amendment:

On page 1, in the fourth line of the WHEREAS clause, strike “New Cold Mill Road” and substitute “Bethlehem Blvd”.

Councilman Kach seconded the motion and this amendment passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

Thereafter, upon motion by Councilman Young, seconded by Councilman Crandell, Bill 33-23, as amended, passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell
Nay – None

G. APPROVAL OF FISCAL MATTERS

The Chairman stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council's work session on May 16, 2023. The witnesses who testified at the work session were available to restate their testimony if needed. If a Councilmember had any questions regarding a particular Fiscal Matter, that item would be discussed as a separate matter. Chairman Jones then called upon the Secretary to read the cover letters for Fiscal Matters 1 through 3. Fiscal Matter 4 was discussed as a separate matter.

1. Contract – National Testing Network, Inc. – Consulting services – Development of examinations for Police/Fire Depts.-OHR

A contract with National Testing Network, Inc., to provide consulting services to assist County staff in the development of entry level and promotional examinations for Baltimore County Police and Fire Department positions.

2. Contract – Qualus Services, LLC – Maintenance/repair – Sewage Pumping Stations – DPWT

A contract with Qualus Services, LLC, to provide low and medium voltage repair and maintenance for switchgear equipment and motor control centers in over 120 sewage pumping operations throughout Baltimore County.

3. Contract – Ecotone, LLC – Purchase of wetland mitigation bank credits – Gunpowder/White Marsh Pumping Stations-DPWT

A contract with Ecotone, LLC, for the purchase of wetland mitigation bank credits, in an effort to mitigate the wetlands impacted by the construction of a relief sewer between the Gunpowder Pumping Station and the Whitemarsh Pumping Station.

There being no discussion, upon motion by Councilman Marks, seconded by Councilman Ertel, Fiscal Matters 1 through 3 unanimously approved.

Chairman Jones then called upon the Secretary to read the cover letter for Fiscal Matter 4.

4. Contract – All City Management Services, Inc. – Pilot Program – Crossing Guard Services - PD

A contract with All City Management Services, Inc., to provide personnel who are fully trained, insured, uniformed, with background checks, for a pilot program of crossing guard services at ninety-four (94) locations throughout Baltimore County. Councilmembers Patoka, Jones and Crandell commented. There being no discussion, upon motion by Councilman Crandell, seconded by Councilman Kach, Fiscal Matter 4 was approved by the following roll call vote:

Aye - Young, Patoka, Kach, Marks, Ertel, Crandell

Nay – Jones

H. MISCELLANEOUS BUSINESS

1. Res. 10-23 – Establish the Owings Mills Commercial Revitalization District

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council to establish the Owings Mills Commercial Revitalization District. Councilman Jones moved to amend this Resolution with the following amendment:

1. Strike and substitute the map identified as “Exhibit ‘A’” with “Exhibit ‘A’, as amended”.

Councilman Patoka seconded the motion and this amendment passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell

Nay – None

Thereafter, upon motion by Councilman Jones, seconded by Councilman Patoka, Resolution 10-23, as amended, passed by the following roll call vote:

Aye - Young, Patoka, Kach, Jones, Marks, Ertel, Crandell

Nay – None

2. Res. 13-23 – Planning Board – Short Term Rentals

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council requesting that the Baltimore County Planning Board conduct a review of the growing trend and proliferation of short term rental properties in the County and consider recommendations for possible legislation to integrate this short term guest housing option into the County's laws, regulations, and policies for such use. This review should include examining the geographic areas where these properties are known to exist in the County and also reviewing the laws, regulations, and policies of other similar jurisdictions related to this use. The Planning Board is requested to report its findings and recommendations to the County Council on or before October 1, 2023. Councilmembers Jones and Ertel commented. There being no further discussion, upon motion by Councilman Kach, seconded by Councilman Marks, this Resolution was unanimously approved.

3. Res. 14-23 – Planning Board – EV Charging Stations

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council requesting that the Baltimore County Planning Board conduct a review of public electric vehicle charging stations and consider recommendations for possible legislation to integrate this relatively new technology as a permitted use in the Baltimore County Zoning Regulations. This review should include examining the laws, regulations, policies, and best practices of other similar jurisdictions regarding the zoning, siting, and permitting of public electric vehicle charging stations. The Planning Board is requested to report its findings and recommendations to the County Council on or before October 1, 2023. There being no discussion, upon motion by Councilman Ertel, seconded by Councilman Kach, this Resolution was unanimously approved.

4. Correspondence - Non-Competitive Awards

At the direction of the Chair, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during April 2023.

5. Res. 16-23 – Accept donation – Office chairs – Under Armour – Fire Department

This Resolution was introduction only.

6. **Res. 17-23 – Updates to the Patapsco/Granite Area Community Plan**

This Resolution was introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Crandell, seconded by Councilwoman Bevins, the meeting adjourned at 1:00 P.M.

A handwritten signature in black ink, reading "Thomas H. Bostwick". The signature is written in a cursive style with a horizontal line underneath.

Thomas H. Bostwick
Legislative Counsel/Secretary